

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

AMCO INSURANCE COMPANY,	)	Case No. 08-CV-207 JLS (WMc)
	)	
Plaintiff,	)	ORDER FOLLOWING EARLY
	)	NEUTRAL EVALUATION
v.	)	CONFERENCE, SETTING RULE 26
	)	COMPLIANCE AND NOTICE OF CASE
GROHE AMERICA, INC. AND DOES 1 TO	)	MANAGEMENT CONFERENCE
25, INCLUSIVE,	)	
	)	
Defendants.	)	

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On March 7, 2008 the Court convened a telephonic Early Neutral Evaluation Conference in the above entitled action. Appearing for Plaintiff were Robert Harker, Esq. Appearing for Defendant were Todd Worthe, Esq.

Settlement could not be reached in the case at this time.

The Court discussed compliance with Fed. R. Civ. P. 26 and based thereon, issues the following orders:

1. Plaintiff's counsel shall provide the installer's name and contact information to counsel for defendant no later than 10 days after the date of this Court's order;
2. The Rule 26(f) conference shall be completed **before April 2, 2008**;
3. A discovery plan shall be lodged with Magistrate Judge McCurine, Jr. **on or before April 14, 2008**. Regarding each witness, the discovery plan will include the name, most current address, most current phone number, and a brief description of the subject matter of his/her testimony. The discovery plan will also include the

1 anticipated dates for the completion of both non-expert discovery and expert  
2 discovery; and,

3 4. The date of initial disclosure pursuant to Rule 26(a)(1)(A-D) shall occur **on or**  
4 **before April 18, 2008;**

5 5. **Counsel and parties with full settlement authority** are ordered to appear **IN**  
6 **PERSON on April 24, 2008 at 2:00 p.m.** in the chambers of United States  
7 Magistrate Judge William McCurine, Jr., 940 Front Street, Courtroom C, San Diego,  
8 California, 92101, for a Settlement / Case Management Conference pursuant to  
9 Federal Rule of Civil Procedure 16(b). **Full authority to settle means that the**  
10 **individual present at the settlement conference has the unfettered discretion and**  
11 **authority to: 1) fully explore settlement options and to agree at that time to any**  
12 **settlement options; 2) agree at that time to any settlement terms acceptable to**  
13 **the parties; 3) change the settlement position of a party; and 4) negotiate**  
14 **monetary awards without being restricted to a specific sum certain.**

15 Failure of any counsel or party to comply with this Order will result in the imposition of  
16 sanctions.

17 **IT IS SO ORDERED.**

18 DATED: March 7, 2008

19 

20 Hon. William McCurine, Jr.  
U.S. Magistrate Judge, U.S. District Court

21 COPY TO:

22 HONORABLE JANIS L. SAMMARTINO, U.S. DISTRICT JUDGE  
23 ALL PARTIES AND COUNSEL OF RECORD  
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